

*Office Memorandum* • UNITED STATES GOVERNMENT

TO : Files

DATE: 4 January 1949

FROM : General Counsel

SUBJECT: Proposed Legislation -- Section 6(g), Entry of Aliens

Mr. Fisher Howe called me concerning the above stated section of our proposed legislation, in order to restate his understanding of his prior agreement with Mr. Pforzheimer. He stated that he had not yet received the views of the interested offices on this section, but he felt that they could be persuaded that the Secretary of State should not be included in those whose concurrence would be necessary for the entry of aliens. He therefore felt that we should recommend that the Director not see Mr. Lovett in this connection until he knew what the recommendation to the Secretary of State would be. If the recommendation is that the Secretary be included in this section, Mr. Howe will call us prior to submission of the recommendation, advising us of its terms and the reasons given by the recommending parties. We will be given opportunity for discussion and to advise the Director that a recommendation is being made which does not accord entirely with his informal understanding with Mr. Lovett.

I stated that this arrangement was satisfactory and that I did not believe that the Director would wish to raise the point with Mr. Lovett at this time. Mr. Pforzheimer thereupon informed me that the Director had already approved this arrangement.

Mr. Howe stated that one other point might arise in discussions with the Visa Division. Under the provision, as written, there is no discretion whatsoever on the part of the Consul who will be required to issue the visa. It may therefore be the wish of the Visa Division that all documentation be waived and the consular activity under this authority be eliminated.

I stated that we could probably accept such a recommendation; but if the question were raised, we would prefer his proposal that we have a preliminary discussion of all the practical aspects, particularly those affecting the security of possible operational arrangements. Mr. Howe stated that he believed he would have such proposals and comments, as would be made, within the next two days.

LAWRENCE R. HOUSTON

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